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11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF NEVADA**

13 Jose A. Iraheta Hernandez,
14
15 Plaintiff,
16 v.
17 General Information Services,
18
19 Defendant.

Case No.: 2:20-cv-01766-GMN-BNW

**Stipulation for Plaintiff to file a
Second Amended Complaint**

20 Pursuant to Rule 15(a)(2) of the Federal Rules of Civil Procedure, Jose
21 A. Iraheta Hernandez (“Plaintiff”) and General Information Services
22 (“Defendant” and jointly as the “parties”), by and through their respective
23 counsel, hereby submit this stipulation for Plaintiff to amend the complaint on
24 or before **December 18, 2020**, a copy of which is attached hereto as Exhibit
25 A.

26 Plaintiff filed the original complaint on Sep 24, 2020 in this court. (ECF
27 No. 1). Defendant filed its Motion to Dismiss the Complaint, or Alternatively,
Transfer Venue, (ECF No. 5), on Oct 20, 2020. On November 2, 2020,
Plaintiff filed an amended complaint (ECF No. 12), and Defendant filed a

1 Motion to Dismiss the Amended Complaint, or Alternatively, Transfer Venue
2 on November 16, 2020 (ECF No. 13). On November 17, 2020, Defendant
3 filed a Motion to Stay Discovery (ECF No. 14), which is still pending with the
4 Court.

5 The reason for Plaintiff's anticipated amendment is because Defendant
6 asserts that Plaintiff has sued the wrong entity and Plaintiff therefore seeks to
7 amend to drop Defendant from the case and name Backgroundchecks.com,
8 LLC (a separate but associated entity) as a defendant. However, Plaintiff and
9 Backgroundchecks.com, LLC, through counsel, are engaged in early
10 discussions regarding the merits of Plaintiff's claims that may alleviate the
11 need to amend the complaint.

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1 In consideration of the foregoing, and for good cause, IT IS HEREBY
2 STIPULATED that Plaintiff shall file and serve the Amended Complaint on or
3 before **December 18, 2020**.

4 Dated: December 9, 2020.

5 **KIND LAW**

6 /s/ Michael Kind
7 Michael Kind, Esq.
8 8860 South Maryland Parkway, Suite 106
9 Las Vegas, Nevada 89123
10 *Attorney for Plaintiff Jose A. Iraheta Hernandez*

11 **LITTLER**

12 /s/ Diana Dickinson
13 Diana Dickinson, Esq.
14 William J. Simmons, Esq.
15 3960 Howard Hughes Parkway, Suite 300
16 Las Vegas, Nevada 89169
17 *Counsel for General Information Services, Inc.*

18 **ORDER**

19 IT IS ORDERED that the parties' stipulation is GRANTED. The Clerk of Court is kindly
20 directed to detach and separately docket ECF No. 18-1.

21 **IT IS SO ORDERED**

22 **DATED:** 4:52 pm, December 11, 2020

23 

24 **BRENDA WEKSLER**
25 **UNITED STATES MAGISTRATE JUDGE**
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